

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Alexander Schiavo	Team: Team # 4	CCRB Case #: 201016228	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Friday, 11/26/2010 12:15 AM	Location of Incident: East 226th Street between Paulding Avenue and Bronxwood Avenue	Precinct: 47	18 Mo. SOL 5/26/2012	EO SOL 5/26/2012	
Date/Time CV Reported Fri, 11/26/2010 12:38 AM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Fri, 11/26/2010 12:38 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Bennett Shelley	18552	947489	PBBX
2. An officer			PBBX

Officer(s)	Allegation	Investigator Recommendation
A. An officer	Abuse: An officer threatened to arrest § 87(2)(b)	
B.POM Bennett Shelley	Abuse: PO Bennett Shelley searched the car in which § 87(2)(b) was an occupant.	

Case Summary

On November 26, 2010, § 87(2)(b) filed his complaint via the CCRB call processing system. On November 30, 2010, he provided a brief phone statement. On November 26, 2010 at 12:15 a.m., § 87(2)(b) dropped off his friend's sister on East 226th Street between Paulding Avenue and Bronxwood Avenue in the Bronx. He remained parked there and observed an NYPD van (RMP #8534) drive past him. § 87(2)(b) talked to a friend on his Bluetooth. Four uniformed officers approached his vehicle. Without saying anything, PO Shelley (26 to 36-year-old white or Hispanic male, 5'9", medium build, dark hair, no glasses or facial hair) opened the driver side door and § 87(2)(b) said that it was illegal to do so. PO2 replied that the officers could do whatever they want and could arrest § 87(2)(b) (Allegation A). § 87(2)(b) asked for PO Shelley's name and shield number, which he provided as 18552. PO Shelley searched the compartment in the driver side door (Allegation B). The officers did not issue § 87(2)(b) a summons.

§ 87(2)(b) provided PO Shelley's name and shield number when he filed his complaint. PO Shelley is a § 87(2)(b)-old white male who is 5'7" tall, weighs 155 pounds, and has brown hair. This is consistent with the description that § 87(2)(b) provided. According to the corresponding roll call, PO Shelley was assigned to RMP #8534. § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

On November 30, 2010, § 87(2)(b) accepted mediation. However, the investigation was unable to identify the officer who threatened to arrest § 87(2)(b) based on NYPD documents. On February 1, 2011, the CCRB called § 87(2)(b) to schedule an in-person interview, but he indicated that he could not schedule one and told the undersigned to call back. On February 10, 2011, the CCRB sent § 87(2)(b) a final please call letter. On February 10, 2011 and February 11, 2011, the CCRB called back and left voicemails for § 87(2)(b) the latter of which informed him that if he did not schedule an interview by February 15, 2011, his case would be closed without an investigation or mediation. To date, § 87(2)(b) has not contacted the CCRB. § 87(2)(g)

§ 87(2)(b)

Team: _____

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Investigator: _____
Signature _____ Print _____ Date _____

Supervisor: _____
Title/Signature _____ Print _____ Date _____

Reviewer: _____
Title/Signature _____ Print _____ Date _____

Reviewer: _____
Title/Signature _____ Print _____ Date _____